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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11

12 Plaintiff,

13 v.

14 Jose Alberto Medina-Castillo,  
15

16 Defendant.  
17

Criminal Case No. 07-MJ-2793 RBB

**ORDER OF DETENTION ON  
DEFENDANT'S WAIVER OF BAIL**

18  
19 In accordance with the Bail Reform Act of 1984, 18 U.S.C. § 3142(f), a detention  
20 hearing was scheduled for December 6, 2007, to determine whether Jose Alberto Medina-  
21 Castillo (hereinafter, "Defendant") should be held in custody without bail pending trial and, if  
22 convicted, sentencing in the above-captioned matter. Assistant U.S. Attorney Fred Sheppard  
23 appeared on behalf of the United States. Charles Adair appeared on behalf of Defendant.

24 At the hearing on December 6, 2007, Defendant knowingly and voluntarily waived his  
25 right, on the record and in the presence of counsel, to the setting of bail and a detention  
26 hearing. Based on that waiver, the Court orders that Defendant be detained pending trial and, if  
27 convicted, sentencing in these matters, without prejudice or waiver of Defendant's right to later  
28

1 apply for bail and conditions of release, and without prejudice or a waiver of the right of the  
2 United States to seek detention in the event of an application by Defendant for such relief.

3  
4 **ORDER**

5 IT IS HEREBY ORDERED that the Defendant be detained pending trial and, if  
6 convicted, sentencing in these matters.

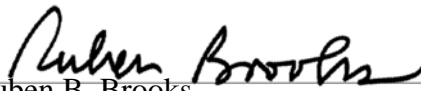
7 IT IS FURTHER ORDERED that the Defendant be committed to the custody of the  
8 Attorney General or his designated representative for confinement in a corrections facility  
9 separate, to the extent practicable, from persons awaiting or serving sentences or being held in  
10 custody pending appeal. The Defendant shall be afforded reasonable opportunity for private  
11 consultation with counsel.

12 While in custody, upon order of a court of the United States or upon the request of an  
13 attorney for the United States, the person in charge of the correctional facility shall deliver the  
14 Defendant to the United States Marshal for the purpose of an appearance in connection with a  
15 court proceeding or any other appearance stipulated to by defense and government counsel.

16 This order is made without prejudice to modification by this Court and without  
17 prejudice to the Defendant's exercise of his right to apply for bail and without prejudice to the  
18 right of the United States to seek detention in the event of an application by the Defendant for  
19 such relief.

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21 IT IS SO ORDERED.

22 Dated: December 11, 2007

23   
24 Ruben B. Brooks  
25 United States Magistrate Judge  
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